

JCCS Rec'd PCT/PTO 29 SEP 2005 T #8

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**



Applicant(s)	van der Heijden	Examiner:	Unassigned
Application No.:	10/531,762	Group Art Unit:	Unassigned
Confirmation No.:	4519	Docket:	903-132 PCT/US
Filed:	April 18, 2005	Dated:	September 27, 2005
For:	METHOD AND DEVICE FOR FORMING A FOAM-HEAD ON A BEVERAGE		

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

*I hereby certify this correspondence is being deposited with  
the United States Postal Service as first class mail, postpaid  
in an envelope, addressed to:*

Commissioner for Patents, P.O. Box 1450,  
Alexandria, Virginia 22313-1450

*On: September 27, 2005*

*Signed: Barbara Thomas/*

A handwritten signature in black ink, appearing to be "Barbara Thomas", written over a horizontal line.

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER  
35 U.S.C. §371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**

Sir:

In response to the Notification of Missing Requirements dated September 6, 2005, a response to which is due November 6, 2005, for the above-identified case, Applicant submits the following:

1. A Combined Declaration and Power of Attorney signed by Edgar Ivo Maria van der Heijden, inventor of the above-identified invention, such Declaration identifying the application by the afforded U.S. application serial number, the international application number and international filing date;
2. A copy of the Notification of Missing Requirements under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US); and

Applicant: van den Heijen  
Application No.: 10/531,762  
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Docket No.: 903-132 PCT/US  
Page 2

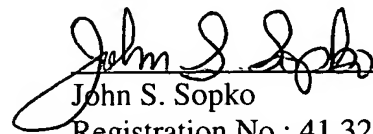
3. A check in the amount of \$130.00 is enclosed, representing payment of the surcharge fee for the missing requirements.

An Assignment document is being concurrently filed with this response in a separate correspondence to the Assignment Division, along with the required Recordation Form Cover Sheet and check in the amount of \$40.00.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication, or credit any overpayment, to Deposit Account No. 08-2461. Such authorization includes authorization to charge fees for extensions of time, if any, under 37 C.F.R. § 1.17 and also should be treated as a constructive petition for an extension of time in this reply or any future reply pursuant to 37 C.F.R. § 1.136.

Should the Examiner have any questions regarding this submission, please contact the undersigned counsel at the telephone number below.

Respectfully submitted,

  
John S. Sopko  
Registration No.: 41,321  
Attorney for Applicant(s)

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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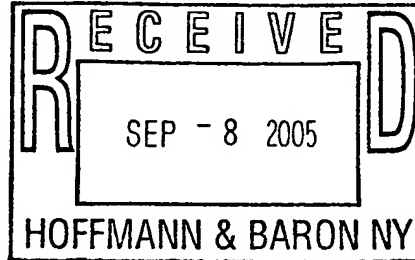
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/531,762	Edgar Ivo Maria Van Der Heijden	903-132 PCT/US

INTERNATIONAL APPLICATION NO.

PCT/NL03/00707

I.A. FILING DATE	PRIORITY DATE
10/20/2003	10/18/2002

23869  
 HOFFMANN & BARON, LLP  
 6900 JERICHO TURNPIKE  
 SYOSSET, NY 11791



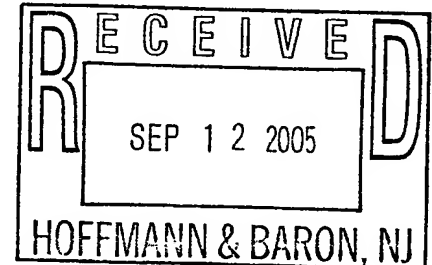
CONFIRMATION NO. 4519  
 371 FORMALITIES LETTER  
 \*OC000000016943151\*  
 \*OC000000016943151\*

Date Mailed: 09/06/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/18/2005
- Copy of the International Search Report filed on 04/18/2005
- Preliminary Amendments filed on 04/18/2005
- Information Disclosure Statements filed on 04/18/2005
- Request for Immediate Examination filed on 04/18/2005
- U.S. Basic National Fees filed on 04/18/2005
- Priority Documents filed on 04/18/2005
- Specification filed on 04/18/2005
- Claims filed on 04/18/2005
- Abstracts filed on 04/18/2005
- Drawings filed on 04/18/2005



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/531,762	PCT/NL03/00707	903-132 PCT/US